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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/423,401
U.S. Filing Date : November 5, 1999

Priority Date : November 6, 1998
Applicant : Institute of Materials Research and Engineering
Title : METHOD OF SELECTIVE POST-GROWTH TUNING OF AN OPTICAL
BANDGAP OF A SEMI-CONDUCTOR HETEROSTRUCTURE AND
PRODUCTS PRODUCED THEREOF

Docket No. : 36368/DRK/L359



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PETITION UNDER 37 C.F.R. § 1.182 TO CONVERT TO AN APPLICATION UNDER 35 U.S.C. 111(a)

Post Office Box 7068
Pasadena, CA 91109-7068
August 10, 2000

Assistant Commissioner for Patents
PCT Legal Office
Attn.: Rafael Bacares, Legal Examiner
Washington, D.C. 20231

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Commissioner:

This paper is filed in response to a Communication dated 31 July 2000 from the PCT Legal Office, copy enclosed, which indicated that the applicants have not provided the international application number (PCT number), or the international filing date with the transmittal letter and other documents.

Applicant respectfully petitions that this application be converted to an application under 35 U.S.C. 111(a). When this application was filed, this application was inadvertently filed along with a PCT transmittal letter, rather than with a direct national stage transmittal letter. However, the unexecuted Declaration and Power of Attorney accompanying the application correctly indicated that this application was based not upon a PCT application, but rather upon Singapore patent application No. 9804027-2, with a filing date of 6 November 1998. Accordingly, there is no PCT number or

Appl. No. 09/423,401

international filing date to report.

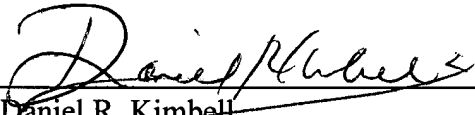
In order that this application can be permitted to proceed, Applicant respectfully requests that this application be converted to an application under 35 U.S.C. 111(a). A check for the petition fee of \$130.00 is enclosed herewith.

Also enclosed herewith are an executed declaration and power of attorney and an executed small entity declaration.

If there are any additional questions or issues, a telephone to the undersigned would be appreciated.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 
Daniel R. Kimbell
Reg. No. 34,849
626/795-9900

DRK/drk

Enclosures: Communication dated 31 July 2000
Executed declaration and power of attorney.
Executed small entity declaration
Request for Refund

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Christie, Parker & Hale, LLP



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Patent Cooperation Treaty
Legal Office

Address: Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

DRK

JUL 31 2000

Daniel R. Kimbell
CHRISTIE, PARKER & HALE
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In re Application of
LI et al
Application No.: 09/423,401
PCT No.:
International Filing Date:
Priority Date Claimed: 06 November 1998
Attorney Docket Number: 36368/DRK
For: METHOD OR SELECTIVE POST-GROWTH TUNING
OF AN OPTICAL BANDGAP OF A SEMI-CONDUCTOR
HETEROSTRUCTURE AND PRODUCTS PRODUCED
THEREFORE

CASE # 36368 ACTION 1-month office act

REMITTAL DATE 8/31/00

REMITTAL DATE 8/31/00

Communication



JUN 05 2002

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A review of for the above-captioned application reveals that applicants have not provided the international application number (PCT number), or the international filing date with the transmittal letter and other documents submitted 05 November 1999.

Applicants must provide this information within ONE (1) MONTH from the mail date of this notification. Failure to respond will result in the abandonment of this application.

Rafael Bacares
Legal Examiner
PCT Legal Office
Telephone: (703) 308-6312
Facsimile: (703) 308-6459

Boris Milef
Legal Examiner
PCT Legal Office

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